IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE EIGTH DAY OF JULY,

TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT PETITION NO : 11519 of 2004

Between:

Siddipeta Rural Recreation Club, Rep. by its Secretary, Lakki Reddy Parthiva Reddy, S/o. Narasimha Reddy, aged about 35 Years, R/o. Ganesh Nagar, Siddipet, Medak District.

..... PETITIONER

AND

1 The Superintendent of Police, Medak, Medak District.
2 The Deputy Superintendent of Police, Siddipet, Medak District.
3 The Circle Inspector of Police Rural, Siddipet, Medak District.
4 The Sub Inspector of Police, Siddipet(Rural), Medak District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate Writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents in interfering with the lawful activities of the Petitioner's society, including playing of Rummy Game of 13 cards which is not a game of chance, in the card room of the Petitioner's Society premises, as illegal, arbitrary and without jurisdiction and to pass such other order or orders in the circumstances of the case.

Counsel for the Petitioner:MR.Y.VIVEKANANDA SWAMY

Counsel for the Respondents : GP FOR HOME

The Court at the admission stage made the following O R D E R:

This writ petition is filed by the petitioner alleging interference by the respondents at its lawful activities with reference to playing the game of rummy with stakes/syndicate and sought for a direction to the respondents not to interfere with the same.

At the time of hearing, it is represented by both sides that the issue of this writ petition is covered by judgment of a Division Bench of this Court in Writ Appeal No. 1167 of 2002, dated 29-07-2002. The operative portion of the order of the Division Bench reads as follows.

> "Therefore, the police authorities cannot obstruct the writ petitioner-Club from conducting card room where the members and guests of the writ petitioner's cultural center are allowed to play the game of rummy with stakes/syndicate (thirteen card game). At the same time, we make it clear that the police is always at liberty to enter the premises and check as to whether the cultural center of the Club is conducting card room where the members and guests of petitioner's cultural center are playing the game of rummy with stakes/syndicate (thirteen card game) for the purpose of verification. If they receive any intimation, the Police may enter the Club and verify the same and proceed further if the members and guests of writ petitioner's cultural center play other than the game of rummy with stakes/syndicate (thirteen card game). The police authorities are also at liberty to proceed with the cases, which are already registered".

In view of the fact that the issue in this writ petition is squarely covered by the above judgment, it is also disposed of in the same terms.

The writ petition is accordingly disposed of. No costs.

Note:Furnish C.C in two days

b/o

vrn

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

08-07-2004

To

1 The Superintendent of Police, Medak, Medak District.
2 The Deputy Superintendent of Police, Siddipet, Medak District.
3 The Circle Inspector of Police Rural, Siddipet, Medak District.
4 The Sub Inspector of Police, Siddipet(Rural), Medak District.

5 Two C.Cs to the G.P. for Home, High Court Buildings, A.P.

Hyderabad. (OUT)

6 Two C.D. copies